RULE AS PRELIMINARILY ADOPTED AND PROPOSED FOR FINAL ADOPTION

TITLE 326 AIR POLLUTION CONTROL BOARD

LSA Document #99-93

DIGEST

Amends 326 IAC 1-2-48 concerning the definition of nonphotochemically reactive hydrocarbons or negligibly photochemically reactive compounds to incorporate by reference 40 CFR 51.1000(s)(1), 62 FR 44900, and 63 FR 17331. Effective 30 days after filing with the secretary of state.

HISTORY

Findings and Determination of the Commissioner pursuant to IC 13-14-9-7 and Second Notice of Comment Period, and Notice of First Hearing: June 1, 1999, Indiana Register (22 IR 2936).

Change of Notice of Public Hearing: August 1, 1999, Indiana Register (22 IR 3498).

Date of First Hearing: September 1, 1999.

Proposed Rule: December 1, 1999, Indiana Register (23 IR 600).

326 IAC 1-2-48

SECTION 1. 326 IAC 1-2-48 IS AMENDED TO READ AS FOLLOWS:

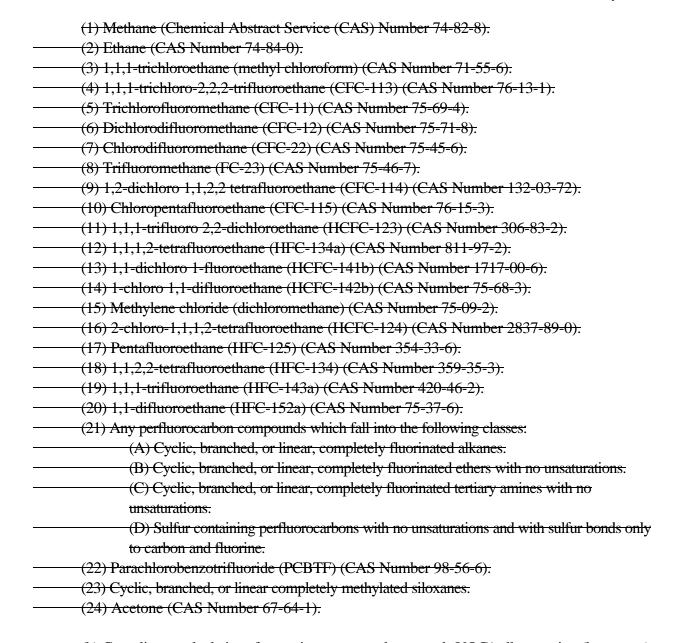
326 IAC 1-2-48 "Nonphotochemically reactive **hydrocarbons" or "negligibly photochemically reactive compounds"** definition

Authority: IC 13-14-8; IC 13-17-3-4

Affected: IC 13-12

Sec. 48. (a) "Nonphotochemically reactive hydrocarbon" means the following hydrocarbons" or "negligibly photochemically reactive compounds" refers to the list of organic compounds that have been determined to have negligible photochemical reactivity and are thereby excluded from the definition of volatile organic compounds (VOC) in 40 CFR 51.100(s)(1)*. The air pollution control board incorporates by reference 40 CFR 51.100(s)(1)*; 62 FR 44900* (August 25, 1997); and 63 FR 17331* (April 9, 1998).

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(b) Compliance calculations for coatings expressed as pounds VOC/gallon coating (less water) should treat nonphotochemically reactive compounds or negligibly photochemically reactive compounds as water for purposes of calculating the less water portion of the coating composition.

*Copies of the Code of Federal Regulations (CFR) and Federal Register (FR) referenced in this section may be obtained from the Government Printing Office, Washington D.C. 20402

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or are available for copying at the Indiana Department of Environmental Management, Office of Air Management, Indiana Government Center-North, 100 North Senate Avenue, Indianapolis, Indiana 46204. (Air Pollution Control Board; 326 IAC 1-2-48; filed Mar 10, 1988, 1:20 p.m.: 11 IR 2373; filed Sep 23, 1988, 11:59 a.m.: 12 IR 255; filed Jan 16, 1990, 4:00 p.m.: 13 IR 1016; filed Aug 9, 1993, 5:00 p.m.: 16 IR 2827; filed Sep 5, 1995, 12:00 p.m.: 19 IR 29; filed May 13, 1996, 5:00 p.m.: 19 IR 2855; errata filed Mar 21, 1997, 9:50 a.m.: 20 IR 2116)